

District Judge James L. Robart

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

BAIR VADIMOVICH MITUPOV,  
  
Plaintiff,  
  
v.  
  
PAMELA BONDI, *et al.*,<sup>1</sup>  
  
Defendants.

Case No. 2:25-cv-00260-JLR

STIPULATED MOTION TO HOLD  
CASE IN ABEYANCE AND  
[~~PROPOSED~~] ORDER

Noted for Consideration:  
May 13, 2025

For good cause, Plaintiff and Defendants, by and through their counsel of record, pursuant to Federal Rule of Civil Procedure 6 and Local Rules 7(d)(1), 10(g) and 16, hereby jointly stipulate and move to stay these proceedings until November 5, 2025. Plaintiff brought this litigation pursuant to the Administrative Procedure Act and Mandamus Act seeking, *inter alia*, to compel U.S. Citizenship and Immigration Services (“USCIS”) to adjudicate his Form I-589, Application for Asylum and for Withholding of Removal. Defendants’ response to the Complaint is currently due on June 2, 2025. The parties are currently working towards a resolution to this litigation.

<sup>1</sup> Pursuant to Federal Rule of Civil Procedure 25(d), Defendants substitute U.S. Citizenship and Immigration Services Senior Official Performing the Duties of the Director Kika Scott for Jennifer B. Higgins.

1 Courts have “broad discretion” to stay proceedings. *Clinton v. Jones*, 520 U.S. 681, 706  
2 (1997). “[T]he power to stay proceedings is incidental to the power inherent in every court to  
3 control the disposition of the causes on its docket with economy of time and effort for itself, for  
4 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936); *see also* Fed. R. Civ.  
5 P. 1.

6 With additional time, this case may be resolved without the need of further judicial  
7 intervention. USCIS has scheduled Plaintiff’s asylum interview for July 8, 2025. USCIS agrees  
8 to diligently work towards completing the adjudication within 120 days of the interview, absent  
9 unforeseen or exceptional circumstances that would require additional time for adjudication. If  
10 the adjudication is not completed within that time, USCIS will provide a status report to the Court.  
11 Plaintiff will submit all supplemental documents and evidence, if any, to USCIS seven to ten days  
12 prior to the interview date. Plaintiff recognizes that failure to submit documents prior to the  
13 interview may require the interview to be rescheduled and the adjudication delayed. If needed,  
14 Plaintiff will bring an interpreter to the interview, otherwise the interview will need to be  
15 rescheduled and the adjudication delayed. Once the application is adjudicated, Plaintiff will  
16 dismiss the case with each party to bear their own litigation costs and attorneys’ fees. Accordingly,  
17 the parties request this abeyance to allow USCIS to conduct Plaintiff’s asylum interview and then  
18 process his asylum application.

19 As additional time is necessary for this to occur, the parties request that the Court hold the  
20 case in abeyance until November 5, 2025. The parties will submit a status update on or before  
21 November 5, 2025.

22 //

23 //

24 //

1 DATED this 13th day of May, 2025.

2 Respectfully submitted,

3 TEAL LUTHY MILLER  
Acting United States Attorney

KESSELMAN LAW FIRM

4 s/ Michelle R. Lambert  
5 MICHELLE R. LAMBERT, NYS #4666657  
Assistant United States Attorney  
6 United States Attorney's Office  
Western District of Washington  
7 1201 Pacific Avenue, Suite 700  
Tacoma, Washington 98402  
8 Phone: (253) 428-3800  
Fax: (253) 428-3826  
9 Email: [michelle.lambert@usdoj.gov](mailto:michelle.lambert@usdoj.gov)

s/ James Vasquez  
JAMES VASQUEZ, WSBA#34514  
Kesselman Law Firm  
11232 120<sup>th</sup> Avenue NE, #205  
Kirkland, Washington 98033  
Phone: 425-454-1920  
Email: [james@kesselmanlaw.net](mailto:james@kesselmanlaw.net)  
*Attorneys for Plaintiff*

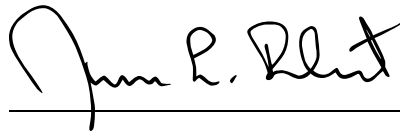
10 *Attorneys for Defendants*

11 *I certify that this memorandum contains 384*  
12 *words, in compliance with the Local Civil*  
13 *Rules.*

**[PROPOSED] ORDER**

The case is held in abeyance until November 5, 2025. The parties shall submit a status update on or before November 5, 2025. It is so **ORDERED**.

DATED this 13th day of May, 2025.

A handwritten signature in black ink, appearing to read "James L. Robart", written over a horizontal line.

JAMES L. ROBART  
United States District Judge